WARRIOR
PRIDE

The Limited Use Policy

Objectives

- Identify the objectives of the Limited Use Policy
- Identify what evidence is protected under this policy.

Limited Use Policy Objectives

- **Facilitate the identification of alcohol and other drug abusers by encouraging identification through self-referral.**
- **Facilitate the treatment and rehabilitation of those abusers who demonstrate the potential for rehabilitation and retention.**

Reference: AR 600-85 paragraph 6-3, Army Substance Abuse Program (ASAP), dated 1 Oct 01.

Limited Use Policy

- **Prohibits the use by the government of protected evidence against a Soldier in:**
  - **Courts-martial**
  - **UCMJ**
  - **Unfavorable characterization of service.**
- **Self-referrals for Drug abuse**
  - **No separation actions required.**
  - **No UCMJ**

Note: A Soldier can still be administratively discharged but will receive an Honorable Discharge.

Limited Use Policy

- **What is <u>Protected Evidence</u>?**
  - **Results of a command directed/competence or fitness for duty urine or alcohol test.**
  - **A rehabilitation test as part of the ASAP treatment plan.**
  - **Information about a Soldier's prior**
    - **Drug or alcohol abuse**
    - **Possession of drugs for personal use**

Protected Evidence

- **Information collected as a result of a Soldier's emergency medical care for an actual or possible alcohol or drug overdose about**
  - **Drug or alcohol abuse**
  - **Possession of drugs for personal use**
  - **Drug tests**

Note: This does not include medical care resulting from apprehension of law enforcement or if the initial hospital admission was for other than alcohol or drug abuse.

Protected Evidence

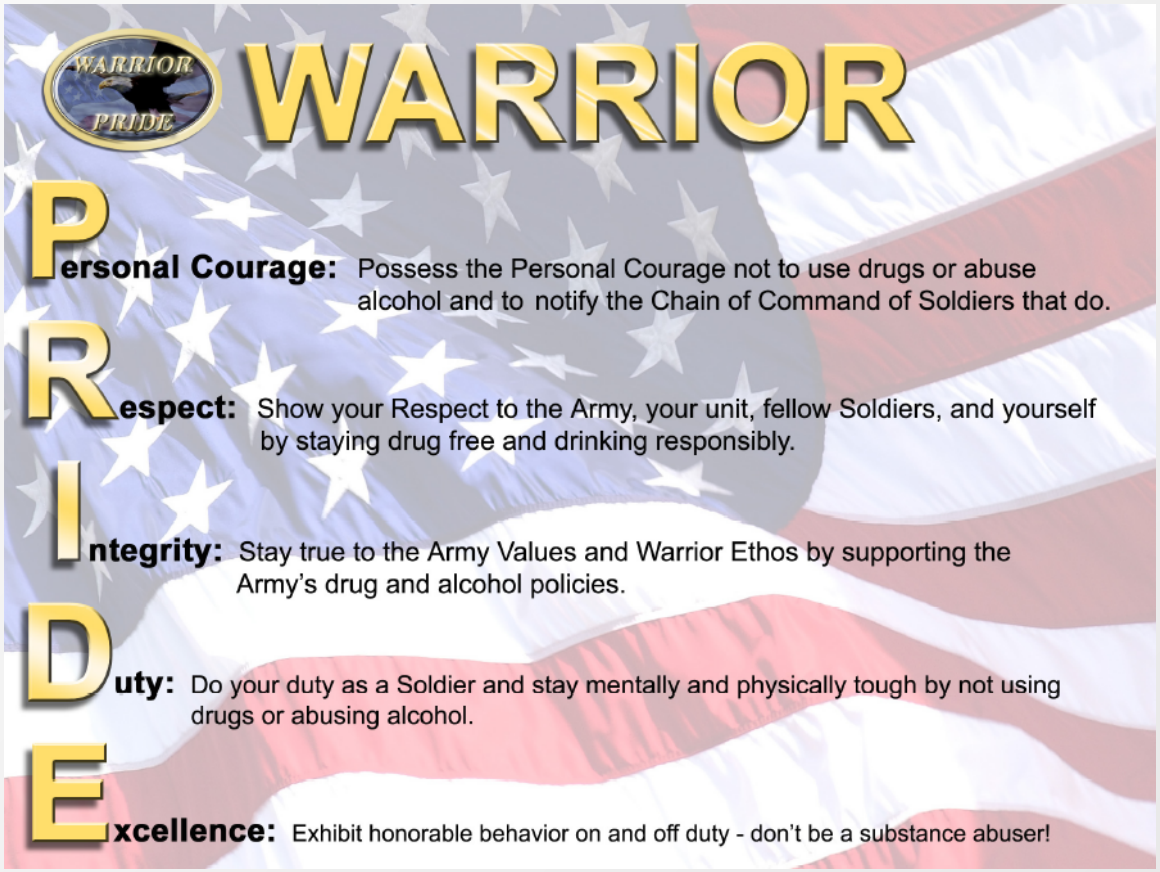
- **Drug test results of a Soldier who self-refers, who is tested prior to the drug being eliminated from his body.**
  - **Example: A Soldier self refers on Monday after using cocaine on Sunday; the commander ordered a 100% test on Tuesday. The test result on the Soldier was positive because cocaine is detectable for up to 3 days in the body.**
  - **Example: If the same Soldier tested positive a week later then this evidence is NOT protected, because the Soldier must have used cocaine again.**

Limited Use Policy

- **Limited Use Policy <u>does not</u> apply to the following evidence:**
  - **A positive test that results from law enforcement activities.**
  - **A positive urine rehabilitation test on a Soldier who is enrolled for <u>alcohol abuse</u>.**
  - **Information concerning drug or alcohol abuse or possession of drugs for personal use occurring <u>AFTER</u> a Soldier's self-referral.**
  - **A positive urine test on a Soldier conducted on a regular urinalysis after the Soldier is enrolled in ASAP.**

Summary

- **Limited Use Policy Objectives**
- **Protected Evidence**
- **Questions**


WARRIOR
Personal Courage: Possess the Personal Courage not to use drugs or abuse alcohol and to notify the Chain of Command of Soldiers that do.
Respect: Show your Respect to the Army, your unit, fellow Soldiers, and yourself by staying drug free and drinking responsibly.
Integrity: Stay true to the Army Values and Warrior Ethos by supporting the Army's drug and alcohol policies.
Duty: Do your duty as a Soldier and stay mentally and physically tough by not using drugs or abusing alcohol.
Excellence: Exhibit honorable behavior on and off duty - don't be a substance abuser!

Need Information

- **List yourself and the ASAP telephone numbers and locations.**